

MEMORANDUM

Agenda Item No. 11(A)(4)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: October 22, 2013

FROM: R. A. Cuevas, Jr.
County Attorney

SUBJECT: Resolution supporting Mayors
Against Illegal Guns in urging
the United States Congress to
extend comprehensive and
enforceable background checks
to cover private firearms sales,
including gun shows and over
the internet

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Jean Monestime.



R. A. Cuevas, Jr.
County Attorney

RAC/jls



MEMORANDUM

(Revised)

TO: Honorable Chairwoman Rebeca Sosa
and Members, Board of County Commissioners

DATE: October 22, 2013

FROM: 
R. A. Cuevas, Jr.
County Attorney

SUBJECT: Agenda Item No. 11(A)(4)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☒ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☐ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's ____, 3/5's ____, unanimous ____) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved _____ Mayor

Agenda Item No. 11(A)(4)

Veto _____

10-22-13

Override _____

RESOLUTION NO. _____

RESOLUTION SUPPORTING MAYORS AGAINST ILLEGAL
GUNS IN URGING THE UNITED STATES CONGRESS TO
EXTEND COMPREHENSIVE AND ENFORCEABLE
BACKGROUND CHECKS TO COVER PRIVATE FIREARMS
SALES, INCLUDING GUN SHOWS AND OVER THE
INTERNET

WHEREAS, under current federal law, only licensed firearms dealers are required to conduct background checks on buyers; and

WHEREAS, in Florida and 32 other states, criminals and other prohibited purchasers can avoid background checks simply by buying firearms from unlicensed private sellers who are not required by law to conduct background checks; and

WHEREAS, such private sales of firearms typically occur at gun shows, at flea markets or over the internet; and

WHEREAS, an estimated 6.6 million firearms are transferred each year in the United States without background checks; and

WHEREAS, Mayors Against Illegal Guns is a coalition of more than a thousand mayors from big cities and small towns from across the country who are determined to fight crime by stopping criminals from getting firearms, while at the same time respecting the Second Amendment and protecting the rights of law-abiding citizens to own firearms; and

WHEREAS, Mayor Carlos A. Gimenez recently announced that he had joined Mayors Against Illegal Guns; and

WHEREAS, among the coalition's top priorities is extending comprehensive and enforceable background checks to cover private gun sales, including at gun shows and over the internet; and

WHEREAS, this Board would like to express its support for Mayors Against Illegal Guns in urging the United States Congress to extend comprehensive and enforceable background checks to cover private firearms sales, including gun shows and over the internet,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA, that this Board:

Section 1. Supports Mayors Against Illegal Guns in urging the United States Congress to extend comprehensive and enforceable background checks to cover private firearms sales, including gun shows and over the internet.

Section 2. Directs the Clerk of the Board to transmit a certified copy of this resolution to the members of the Miami-Dade County Congressional Delegation and the Co-Chairs of Mayors Against Illegal Guns.

Section 3. Directs the County's federal lobbyists to advocate for the legislation set forth above, and authorizes and directs the Office of Intergovernmental Affairs to include this item in the 2014 Federal Legislative Package when it is presented to the Board.

The Prime Sponsor of the foregoing resolution is Commissioner Jean Monestime. It was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to a vote, the vote was as follows:

Rebeca Sosa, Chairwoman
Lynda Bell, Vice Chair

Bruno A. Barreiro
Jose "Pepe" Diaz
Sally A. Heyman
Jean Monestime
Sen. Javier D. Souto
Juan C. Zapata

Esteban L. Bovo, Jr.
Audrey M. Edmonson
Barbara J. Jordan
Dennis C. Moss
Xavier L. Suarez

The Chairperson thereupon declared the resolution duly passed and adopted this 22nd day of October, 2013. This resolution shall become effective ten (10) days after the date of its adoption unless vetoed by the Mayor, and if vetoed, shall become effective only upon an override by this Board.

MIAMI-DADE COUNTY, FLORIDA
BY ITS BOARD OF
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: _____
Deputy Clerk

Approved by County Attorney as
to form and legal sufficiency.



Jess M. McCarty